S.B. Cr. Bail Application No. 4663/2007
(Vijay Soni @ Vishnu Vs. State of Rajasthan)

Date of order : 18.09.2007

HON'BLE MR.H.R.PANWAR,J.

Mr. Deepak Menaria for the petitioner.
Mr. Ashok Upadhyay, P.P.

Heard learned counsel for the petitioner and public prosecutor for the State. Perused the order impugned.

It appears that the petitioner belongs to Madhya Pradesh and he has been granted bail but failed to appear before the trial court on 21.2.2002 and thereafter he was declared absconding. A standing warrant was issued against the petitioner and ultimately he was arrested on a production warrant. This shows that the petitioner is facing other cases also as he has been produced on a production warrant. The other co-accused who were facing trial, their trial has been concluded. In the circumstances, therefore, when the petitioner was granted liberty of bail which he has misused and there is every likelihood that if the petitioner is released on bail, he would again abscond and trial would not proceed.

In this view of the matter, it is not a fit case to release the petitioner on bail. The bail application filed by the petitioner under Section 439 Cr.P.C. is therefore, dismissed. The trial court is directed to expedite the trial of the case.

(H.R.PANWAR), J.

rp